

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

PIVITAL IP LLC,

Plaintiff,

v.

TWILIO INC.,

Defendant.

C.A. No. 20-254-LPS

JURY TRIAL DEMANDED

PATENT CASE

**STIPULATION AND ORDER FOR EXTENSION OF TIME TO RESPOND
TO DEFENDANT TWILIO INC.'S MOTION TO DISMISS COMPLAINT**

Counsel for Plaintiff and counsel for Defendant have met and conferred regarding extending Plaintiff's time to respond to Twilio Inc.'s Motion to Dismiss Complaint and opening brief (collectively "Motion to Dismiss") (D.I. 10, 11). Twilio stipulates to this extension provided that the Court considers the Motion to Dismiss in conjunction with a Motion to Dismiss filed in a co-pending case, *Pivital IP LLC v. ActiveCampaign, LLC*, Case No. 19:cv-2176-LPS (D.Del.) (D.I. 10, 11).

Plaintiff's response to the Motion to Dismiss is currently due on May 7, 2020. Subject to the Court's approval, the parties request that Plaintiff's time to file a response to the Motion to Dismiss be extended up to and including May 28, 2020. The reason for this requested extension is to allow the Plaintiff sufficient time to address the motion to dismiss that seeks to invalidate claims in the asserted patent and dismiss the complaint, and due to issues resulting from stay-home orders. No party will be prejudiced by this extension.

May 4, 2020

CHONG LAW FIRM PA

/s/ Jimmy Chong

Jimmy Chong (#4839)

POTTER ANDERSON & CORROON LLP

/s/ Bindu A. Palapura

David E. Moore (#3983)

2961 Centerville Road, Suite 350
Wilmington, DE 19808
Telephone: (302) 999-9480
Facsimile: (877) 796-4627
Email: chong@chonglawfirm.com

Of Counsel:

David R. Bennett
(Admitted *pro hac vice*)
Direction IP Law
P.O. Box 14184
Chicago, IL 60614-0184
(312) 291-1667
dbennett@directionip.com

Attorneys for Plaintiff Pivotal IP LLC

Bindu A. Palapura (#5370)
Stephanie E. O'Byrne (#4446)
Tracey E. Timlin (#6469)
Hercules Plaza, 6th Floor
1313 N. Market Street
Wilmington, DE 19801
Tel: (302) 984-6000
dmoore@potteranderson.com
bpalapura@potteranderson.com
sobyne@potteranderson.com
ttimlin@potteranderson.com

OF COUNSEL:

Michael A. Oblon
(Admitted *pro hac vice*)
JONES DAY
51 Louisiana Avenue, N.W.
Washington, D.C. 20002
Tel: (202) 879-3939
Michael C. Hendershot
(Admitted *pro hac vice*)
JONES DAY
1755 Embarcadero Road
Palo Alto, California 94303
Tel: (650) 739-3939

Attorneys for Defendant Twilio Inc.

SO ORDERED, this _____ day of May, 2020.

United States District Court Judge

CERTIFICATE OF SERVICE

I hereby certify that on May 4, 2020, I electronically filed the above documents with the Clerk of Court using CM/ECF which will send electronic notification of such filings to all registered counsel.

/s/ Jimmy Chong
Jimmy Chong (#4839)